

# HOUSE BILL No. 1204

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 34-49-5-3.

**Synopsis:** Appeal bonds. Limits the amount of an appeal bond that an appellant must post to stay execution on a judgment while an appeal is pending to \$25,000,000.

**Effective:** July 1, 2002.

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**Dvorak, Young D**

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January 10, 2002, read first time and referred to Committee on Courts and Criminal Code.

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Introduced

Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

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A BILL FOR AN ACT to amend the Indiana Code concerning civil law and procedure.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 34-49-5-3 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2002]: **Sec. 3. (a) An appeal bond that an appellant must post to**  
4 **stay execution on a judgment while an appeal is pending may not**  
5 **exceed twenty-five million dollars (\$25,000,000) regardless of the**  
6 **total amount of the judgment.**  
7 **(b) Notwithstanding subsection (a), if an appellee proves by a**  
8 **preponderance of the evidence that an appellant is dissipating**  
9 **assets outside the ordinary course of business to avoid payment of**  
10 **a judgment, a court may enter orders that:**  
11 **(1) are necessary to protect the appellee; and**  
12 **(2) require the appellant to post a bond that is equal to the**  
13 **total amount of the judgment.**



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